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INTERNATIONALLY TRAINED LAWYERS PROGRAM

Evidence (ITLP902)

CASEBOOK

Instructor:
Vincenzo Rondinelli

2014 – 15

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Syllabus

Evidence

(Revised July 2014)

Candidates are advised that the syllabus may be updated from time-to-time without prior notice.

Candidates are responsible for obtaining the most current syllabus available.

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Evidence Law

EXAMINATION:

The function of this exam is to determine whether applicants have an understanding and knowledge of Canadian evidence law equivalent to that of graduates of Canadian common law programs. To pass the examination, candidates are expected to identify the relevant issues, select and identify the material rules of law as understood in Canada, and explain how the law applies on each of the relevant issues, given the facts presented. Those who fail to identify key issues, or who demonstrate confusion on core legal concepts, or who merely list the issues and describe legal rules without demonstrating how those rules apply given the facts of the case will not succeed.

MATERIALS:

The readings referred to in this syllabus as "T" can be found in David Paciocco and Lee Stuesser, *The Law of Evidence*, 6th ed. (Toronto: Irwin Law, 2011).

The readings referred to in this syllabus as "CB" can be found in Hamish Stewart *et al.*, *Evidence: A Canadian Casebook*, 3d ed. (Toronto: Emond Montgomery, 2012).

There are other cases that will have to be secured online or through library services.

READING LIST

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F. Self-incrimination	
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ii. Accused	T: 301-14, 318-21; CB: 63-76; *R. v. Prokofiew,* 2012 SCC 49
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B. Bolstering witnesses

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iii. Prior consistent statements	T: 489-504; CB: 333-43
iv. Rehabilitation	T: 504-05

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Internet Sites for Provincial Legislation

This is a listing for all the provinces and is highly recommended	www.canlii.org
Ontario:	http://www.attorneygeneral.jus.gov.on.ca/english/legis/
British Columbia (Queen's Printer):	http://www.bclaws.ca/
Alberta (Queen's Printer):	http://www.qp.alberta.ca/

Supreme Court Judgments

http://scc.lexum.org/en/index.html